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TO: US PTO

FROM: Guy Tucker

COMPANY: U.S. PTO

PHONE NUMBER: (650) 620-5501

FAX NUMBER: 703-872-9306

FAX NUMBER: (650) 631-3125

PHONE NUMBER:

DATE: February 2, 2004

RE: U.S. Serial No. 10/601,127

NO. OF PAGES: 5
(INCLUDING COVER)☐ URGENT ☐ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY ☐ PLEASE RECYCLE

NOTES/COMMENTS:

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Practitioner's Docket No. 0047.10

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Carlos Schuler et al.

Application No.: 10/601.127

Group No.: Unassigned

Filed: June 19, 2003

Examiner: Unassigned

For: SYSTEMS AND METHODS FOR AEROSOLIZING PHARMACEUTICAL FORMULATIONS

Mail Stop Missing Parts

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

COMPLETION OF FILING REQUIREMENTS
—NONPROVISIONAL APPLICATION

I. This replies to the Notice to File Missing Parts of Application (PTO-1533) mailed September 2, 2003.

A copy of the Notice to File Missing Parts of Application—Filing Date Granted (Form PTO-1533) is enclosed.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

G deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

G with sufficient postage as first class mail.

37 C.F.R. § 1.10*

G as "Express Mail Post Office to Addressee"

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TRANSMISSION

✓ facsimile transmitted to the Patent and Trademark Office, (703) 872-9306

Signature

Date: _____

(type or print name of person certifying)

* Only the date of filing (' 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under ' 1.8 continues to be taken into account in determining timeliness. See ' 1.703(f). Consider "Express Mail Post Office to Addressee" (' 1.10) or facsimile transmission (' 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

Completion of Filing Requirements—Nonprovisional Application—page 1 of 2



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/601,127	06/19/2003	Carlos Schuler	0047.10

21968
NEKTAR THERAPEUTICS
150 INDUSTRIAL ROAD
SAN CARLOS, CA 94070

CONFIRMATION NO. 5998

FORMALITIES LETTER



OC000000010797100

Date Mailed: 09/02/2003

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 750 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

Items Required To Avoid Processing Delays:

The item(s) indicated below are also required and should be submitted with any reply to this notice to avoid further processing delays.

- Additional claim fees of \$828 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$1708 for a Large Entity

- \$750 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is \$828
 - \$576 for 32 total claims over 20 .

- \$252 for 3 independent claims over 3.

*A copy of this notice **MUST** be returned with the reply.*

M. NGUYEN

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

COMPLETION FEES**II.**

- | | | |
|----|---------------------------------------|------------|
| 1. | Filing Fee | |
| | Original patent application | \$770.00 |
| 2. | Fees for Claims | |
| | Each independent claim in excess of 3 | \$258.00 |
| | Each claim in excess of 20 | \$576.00 |
| 3. | Surcharge Fees | |
| | Late payment of filing fee | |
| | and/or late filing of original | |
| | declaration or oath | \$130.00 |
| | Total Completion Fees | \$1,734.00 |

EXTENSION OF TIME

III. The proceedings herein are for a patent application, and the provisions of 37 C.F.R. § 1.136(a) apply.

Applicant petitions for an extension of time, the other than small entity fee for which is set out in 37 C.F.R. § 1.17(a)(3), for three months.

Fee	\$950.00
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If an additional extension of time is required, please consider this a petition therefor.

TOTAL FEE DUE**IV.** The total fee due is:

Completion fees	\$1,734.00
Extension fee (if any)	\$950.00
Total Fee Due	\$2,684.00

PAYMENT OF FEES

V. Authorization is hereby made to charge the amount of \$2,684.00 to Deposit Account No. 500348.

Charge any additional fees required by this paper or credit any overpayment in the manner authorized above. A duplicate of this paper is attached.

Date: 02 FEB 04


Signature of Practitioner

Reg. No.: 45,302
Tel. No.: 650-620-5501
Customer No.: 21968

Guy V. Tucker
Nektar Therapeutics
150 Industrial Road
San Carlos, CA 94070